

Application/Control Number: 10/058,173  
Art Unit: 2122100-00000000  
000-00000000

Docket No.: PALM-3779

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: :  
Steven M. Stefanik : Attorney Ref.: PALM-3779  
Serial No.: 10/058,173 : Art Unit: 2122  
Filed: January 25, 2002 : Examiner: Thomas D. Wang  
:  
**FOR: METHOD OF SOFTWARE DISTRIBUTION BETWEEN PORTABLE COMPUTER SYSTEMS**

**AMENDMENT**

**MAIL STOP: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

Dear Sir:

Responsive to the non-Final Office Action dated January 3, 2005, kindly enter the following amendment and remarks.

**Amendments to the Specification begin on page 2 of this paper.**

**Amendments to the Claims begin on page 3 of this paper.**

**Remarks begin on page 11 of this paper.**

**FAX COVER SHEET**

**Berry & Associates, P.C.**  
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**9255 Sunset Boulevard, Suite 810**  
**Los Angeles, CA 90069**  
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Date/Time: 2005-04-04 23:03:31 GMT

To Fascimile Number: 17038729306

Attention: Thomas Wang

Company: USPTO

Re: App. No. 10/038,173; Docket 3779-Palm

Cover Message:

Dear Sirs:

Please find attached the papers associated with  
a response in the above-referenced case.

Respectfully submitted,

Thomas M. Isaacson  
Berry & Associates, P.C.

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PTO/SB/21 (08-03)

Approved for use through 08/30/2003. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL  
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/058,173
Filing Date	January 25, 2002
First Named Inventor	Steven M. Stefanik, et al.
Art Unit	5622
Examiner Name	Thomas D. Wang
Attorney Docket Number	3779-PALM

## ENCLOSURES (Check all that apply)

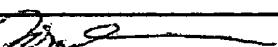
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input checked="" type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm  
or  
Individual name

Thomas M. Isaacson 44166

Signature



Date

April 4, 2005

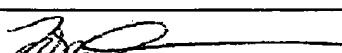
## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name

Thomas M. Isaacson

Signature



Date

April 4, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS: SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (10-04v2)

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# FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT	(S) 250.00
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## Complete if Known

Application Number	10/058,173
Filing Date	January 25, 2002
First Named Inventor	Steven M. Stefanik
Examiner Name	Thomas D. Wang
Art Unit	5622
Attorney Docket No.	PALM-3779

## METHOD OF PAYMENT (check all that apply)

 Check  Credit card  Money Order  Other  None

 Deposit Account:

503102

Berry &amp; Associates

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1001 790	2001 395	Utility filing fee			
1002 350	2002 175	Design filing fee			
1003 550	2003 275	Plant filing fee			
1004 790	2004 395	Reissue filing fee			
1005 160	2005 80	Provisional filing fee			
<b>SUBTOTAL (1):</b>		(\$)			

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims:	Extra Claims	Fee from below:	Fee Paid
45	-20** = 2	X	= 50
Independent-Claims	2	-3** = 2	X = 200
Multiple-Dependent			

Large Entity	Small Entity	Fee Description
1202 .18	2202 9	Claims in excess of 20
1201 .88	2201 44	Independent claims in excess of 3
1203 .300	2203 150	Multiple dependent claim, if not paid
1204 .68	2204 44	** Reissue independent claims over original patent
1205 .18	2205 9	** Reissue claims in excess of 20 and over original patent
<b>SUBTOTAL (2):</b>		(\$ 250.00)

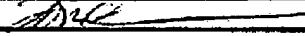
\*\* or number previously paid, if greater. For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 2051	85	85	Surcharge - late filing fee or oath	
1052 .50	2052 2052	25	25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	130	130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination			
1804 620*	1804 920*	Requesting publication of SIR prior to Examiner action			
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action			
1251 110	2251 55	Extension for reply within first month			
1252 430	2252 215	Extension for reply within second month			
1253 980	2253 490	Extension for reply within third month			
1254 1,530	2254 765	Extension for reply within fourth month			
1255 2,080	2255 1,040	Extension for reply within fifth month			
1401 340	2401 170	Notice of Appeal			
1402 340	2402 170	Filing a brief in support of an appeal			
1403 300	2403 150	Request for oral hearing			
1451 1,510	1451 1,510	Petition to institute a public use proceeding			
1452 110	2452 55	Petition to revive - unavoidable			
1453 1,370	2453 685	Petition to revive - unintentional			
1501 1,370	2501 685	Utility issue fee (or reissue)			
1502 490	2502 245	Design issue fee			
1503 880	2503 330	Plant issue fee			
1450 130	1450 130	Petitions to the Commissioner			
1807 .50	1807 .50	Processing fee under 37 CFR 1.17(q)			
1808 180	1808 180	Submission of Information Disclosure Stmt			
8021 40	8021 40	Recording each patent assignment per property (times number of properties)			
1809 790	2809 395	Filing a submission after final rejection (37 CFR 1.129(a))			
1810 790	2810 395	For each additional invention to be examined (37 CFR 1.129(b))			
1801 790	2801 395	Request for Continued Examination (RCE)			
1802 900	1802 900	Request for expedited examination of a design application			
Other fee (specify)					
Reduced by Basic Filing Fee Paid					
<b>SUBTOTAL (3):</b>		(\$)			

SUBTOTAL (3): (\$)

(Complete if applicable)					
Name (Print/Type)	Thomas M. Isaacson	Registration No (Attalaen/Agent)	44166	Telephone	410 414 3056
Signature				Date	April 4, 2005

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